

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
SPECIAL CIVIL APPLICATION No. 7641 of 2006

For Approval and Signature:

HONOURABLE MR.JUSTICE KS JHAVERI

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KANTISHARAN @ LALLA S/O VISHRAMSING PAL (DETENU) -
Petitioner(s)
Versus
COMMISSIONER OF POLICE AHMEDABAD CITY & 2 - Respondent(s)

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Appearance :

MS DR KACHHAVAH for Petitioner(s) : 1, MR KAMLESH KACHHAVAH for
Petitioner(s) : 1,
RULE SERVED for Respondent(s) : 1 - 2.
GOVERNMENT PLEADER for Respondent(s) : 3,

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CORAM : HONOURABLE MR.JUSTICE KS JHAVERI

Date : 06/09/2006

ORAL JUDGMENT

1. By means of filing this petition, the petitioner has challenged the detention order No. PCB/DTN/PASA 33/2006 dated 16.02.2006 passed by the Police Commissioner, Ahmedabad City against the detenu who has been declared as a dangerous person.

2. Learned counsel for the petitioner has submitted that the co-detenu have been released by this Court vide orders dated 06.09.06 passed in Special Civil Application Nos. 6909 and 4446 of 2006 and has therefore prayed for

allowing the present petition on the ground of parity.

3. As a result of hearing and perusal of records, I am of the opinion that in view of the fact that the co-detenu are released, the present detenu also deserves to be released. The petition is, therefore, allowed. The impugned detention order No. PCB/DTN/PASA /33/2006 dated 16.02.2006 passed against the detenu is hereby quashed and set aside. The detenu is ordered to be set at liberty forthwith, if not required in any other case. Rule is made absolute accordingly with no order as to costs. Direct service is permitted.

(K.S. JHAVERI, J.)

Divya//